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10 United States of America

11 IN THE UNITED STATES DISTRICT COURT

12 EASTERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 CASE NO. 1:23-CR-00220-NODJ-BAM

15 Plaintiff,

16 STIPULATION TO VACATE STATUS
17 CONFERENCE AND SET FOR CHANGE OF PLEA;
18 ORDER THEREON

19 v.

20 HARLEY JAMES MITCHELL,

21 Defendant.

22 IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States Attorney and
23 Robert L. Veneman-Hughes, Assistant U.S. Attorney and Griffin Estes, attorney for defendant Harley James
24 Mitchell, that the status conference set for January 10, 2024 at 1:00 pm be vacated and instead a change of
25 plea hearing be set for January 8, 2024 before the District Judge.

26 **STIPULATION**

27 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
28 through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, the matter was set for status conference on January 10, 2024 and time
2 was excluded under the Speedy Trial Act through January 17, 2024.

2. By this stipulation, defendant now moves to vacate the status conference and set the
3 matter for change of plea on January 8, 2024 before the District Judge. This proposed change of plea
4 date represents the earliest date that all counsel are available, taking into account attorney schedules,
5 court availability, and the commitments of defense counsel to other clients.

3. Nothing in this stipulation and order shall preclude a finding that other provisions of the

1 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
2 must commence.

3
4 Dated: December 21, 2023

Respectfully submitted,

5 PHILLIP A. TALBERT
6 United States Attorney

7 By /s/ Robert L. Veneman-Hughes
8 ROBERT L. VENEMAN-HUGHES
9 Assistant United States Attorney

10 Dated: December 21, 2023

11 /s/ Griffin Estes
12 GRIFFIN ESTES
13 Attorney for Harley MITCHELL

14 **FINDINGS AND ORDER**

15 IT IS SO ORDERED, that the status conference set for January 10, 2024 will be vacated and change
16 of plea will be set for January 8, 2024 before the District Judge at 11:00 am in Courtroom 5.

17 IT IS SO ORDERED.

18 Dated: December 21, 2023

19 /s/ Eric P. Grisj
20 UNITED STATES MAGISTRATE JUDGE